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9 Attorneys for Defendants, JUDITH MARIE NELSON  
10 and BASIN TREE SERVICE & PEST CONTROL

11 **UNITED STATES DISTRICT COURT**

12 **DISTRICT OF NEVADA**

13 VERTIS DILL, JR., individually; VERTIS  
14 DILL, JR., as the Special Administrator for the  
15 Estate of MAXINE DILL,

16 Plaintiffs,  
17 v.  
18 JUDITH MARIE NELSON; BASIN TREE  
19 SERVICE & PEST CONTROL, INC.; and,  
20 DOES 1-50, inclusive,

21 Defendants.

22 CASE NO:

23 **DECLARATION OF JOSEPH  
24 WHALEN IN SUPPORT OF  
25 DEFENDANT BASIN TREE SERVICE  
26 & PEST CONTROL, INC.'S NOTICE  
27 OF REMOVAL OF ACTION UNDER  
28 28 U.S.C. § 1441(b) (DIVERSITY)**

29 I, Joseph Whalen, declare as follows:

30 1. At the time of this incident, I was the Vice-President for Basin Tree Service & Pest  
31 Control, Inc. I am personally familiar with the within stated facts and would and could  
32 testify based upon personal knowledge of the same, and as to those facts stated on  
33 information and belief, I believe them to be true.

34 2. At all times material hereto, Basin Tree Service & Pest Control, Inc. was and is  
35 incorporated in the state of Washington.

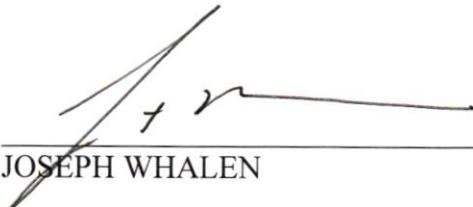
36 3. At all times material hereto, Basin Tree Service & Pest Control, Inc.'s corporate  
37 Headquarters and Executive Officers were and are located in Ephrata, Washington.

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- 1 4. At all times material hereto, Basin Tree Service & Pest Control, Inc.'s Executive
- 2 Officers and senior management, were and are located at Basin Tree Service & Pest
- 3 Control, Inc.'s headquarters in Washington.
- 4 5. At all times material hereto, Basin Tree Service & Pest Control, Inc.'s managerial and
- 5 policymaking functions, including, but not limited to, finance, marketing,
- 6 merchandising, legal, technology services, human resources, and property
- 7 development, were and are performed at and promulgated from Basin Tree Service &
- 8 Pest Control, Inc.'s headquarters in Washington.
- 9 6. At all times material hereto, Basin Tree Service & Pest Control, Inc.'s corporate books,
- 10 records, and accounts were and are created and maintained at Basin Tree Service &
- 11 Pest Control, Inc.'s headquarters in Washington.

12 I declare under penalty of perjury under the laws of the United States and the State of Nevada  
13 that the foregoing is true and correct, and if called upon to testify to the facts thereto, I could and would  
14 do so competently.

15 Executed on June 21, 2022, \_\_\_\_\_, Washington.

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19 JOSEPH WHALEN  
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